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CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

8 | Attorneys for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,) No. CR 06-00273 RMW (h)
14 Plaintiff,)
15 v.)
16 MELINDA NEWENS,)
17 Defendant.)
18

20 1. The parties appeared before the Court on Thursday, May 18, 2006, for defendant's
21 initial appearance on the Information. Defendant waived indictment. The case was assigned to
22 Judge Whyte. Defense counsel requested that the matter be set for a first appearance in District
23 Court to occur on June 26, 2006. Defendant agreed to an exclusion of time between May 18 and
24 June 26, 2006, based on the continuity of defense counsel – whose schedule did not permit an
25 earlier setting – and also for defense preparation. The government did not object to the June 26th
26 date.

27 2. Accordingly, at defendant's request, this Court scheduled the next appearance
28 before the district court to occur on **Monday, June 26, 2006**, at 9:00 a.m., before The Honorable

1 Ronald M. Whyte, United States District Judge.

2 3. Based upon the foregoing requests and representations made by the parties in open
3 court, and good cause appearing therefor,

4 **IT IS THEREFORE HEREBY ORDERED** that the time between May 18 and June 26,
5 2006, – a total of 39 days – shall be excluded from the computation the period within which the
6 trial must commence, for the reasons set forth by the parties. The Court finds that the ends of
7 justice outweigh the interests of the public and the parties in a speedier trial based upon the
8 grounds set forth above and finds that the time is appropriately excluded pursuant to 18 U.S.C.
9 §§ 3161(h)(8)(A) and (B)(i) and (iv).

10 DATED:


11 RICHARD SEEBORG
12 United States Magistrate Judge

13

14 Distribute to:

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